



THE UNITED STATES PATENT AND TRADEMARK OFFICE

**BLACKSHEAR, William M., Jr.; FISCHER, Louise; and
HAGEMEIER, Ralph**

Serial No: **09/894,174**

Group Art: **3626**

Date Filed: **June 27, 2001**

Examiner: **R. Rines**

For: **MANAGEMENT METHOD OF PERSONS AT RISK OF
COMPLICATIONS OF ARTERIAL OCCLUSIVE DISEASE**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION

William L. Blackshear, Jr., being duly sworn deposes and says that he is one of the inventors who, on June 27, 2001 filed the above identified application; that they completed their invention and disclosed the same to others in this country prior to September 1, 2000, as evidenced by the Letter Of Agreement between Tri-Med Management, Inc. and HealthHelp, Inc., dated July 8, 1999 (copy attached), more than one (1) year before the filing date of the application from which Crutchfield Patent No. 6,699,193 matured; that he does not know and does not believe that the invention had been in public use or on sale in this country, or patented or described in a printed publication in this or any foreign country for more than one year prior to their application, and they have never abandoned their invention.

William M. Blackshear, Jr.



LETTER OF AGREEMENT

After numerous conversations with Dr. Blackshear and Dr. Hagemeier there appears to be opportunities for HealthHelp, Inc., (HHI) and Tri-Med Management, Inc., (TMM) to work together. One area of interest for both parties is Beverly Nursing Homes, (BNH). In the event Beverly desires a comprehensive radiology vendor to service their residents in a fee for service or captivated arrangement, HHI would be interested in working with TMM to provide such services to BNH. Until we learn more about the potential client's desire to work with a radiology vendor the specifics of the partnership cannot be addressed. This letter serves as acknowledgment of the arrangement and involvement of HHI and TMM with regards to Beverly. It needs to be approved by TMM and will be an adjunct to their business not a competitor. TMM and their agents will not use any HHI proprietary information or products without written consent from HHI and will treat the information as confidential and will not try to compete with HHI or work with an HHI competitor with the same client. Likewise, HHI and their agents will not use any TMM propriety information or products without written consent from TMM and will treat the information as confidential and will not try to compete with TMM or work with a TMM competitor with the same client.

Both organizations require signing their Confidentiality and Technology Rights Agreement, which will be completed after review by their respective attorneys and before proceeding beyond the initial meeting with Beverly Nursing Homes.

By: William M. Blackshear

Dr. William M. Blackshear, Jr., M.D.

President

Tri-Med Management, Inc

Dated this 8th day of July, 1999

By: Charles Dudley Lee for RLS

Robin L. Smith, MD, MBA

Chief Medical Officer

HealthHelp, Inc.

Dated this 8 day of July, 1999